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Attorneys for Lehman Brothers Holdings Inc. and  
Certain of Its Affiliates

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----x  
In re : Chapter 11 Case No.  
LEHMAN BROTHERS HOLDINGS INC., *et al.* : 08-13555 (JMP)  
Debtors. : (Jointly Administered)  
: :  
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**CERTIFICATE OF NO OBJECTION UNDER  
28 U.S.C. § 1746 REGARDING OMNIBUS CLAIMS  
OBJECTIONS SCHEDULED FOR HEARING ON OCTOBER 24, 2013**

TO THE HONORABLE JAMES M. PECK  
UNITED STATES BANKRUPTCY JUDGE:

Pursuant to 28 U.S.C. § 1746, and in accordance with this Court's case management procedures set forth in the Amended Order Pursuant to Section 105(a) of the Bankruptcy Code and Bankruptcy Rules 1015(c) and 9007 Implementing Certain Notice and Case Management Procedures [ECF No. 9635] (the "Second Amended Case Management Order"), the undersigned hereby certifies as follows:

1. Lehman Brothers Holdings Inc. ("LBHI") and its affiliated debtors in the above-referenced chapter 11 cases, as debtors and debtors in possession (collectively, the "Debtors"), or LBHI as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of LBHI and its Affiliated Debtors (the "Plan Administrator"), filed the following motions

and omnibus claims objections (collectively, the “Claims Objections”) with the Court for hearing on or before October 24, 2013:

- (a) Four Hundred Thirty-First Omnibus Objection to Claims (Reduce and Allow Claims) [**ECF No. 39569**]
- (b) Debtors’ Objection to Claims of Bank of New York Mellon Trust Co., NA, as Trustee for the Michigan Tobacco Settlement Asset-Backed Bonds Series 2007 (Claim Nos. 29721 and 29748) [**ECF No. 40139**]
- (c) Four Hundred Thirty-Sixth Omnibus Objection to Claims (Amended and Superseded and Duplicate Claims) [**ECF No. 40140**]
- (d) Four Hundred Thirty-Eighth Omnibus Objection to Claims (Settled Derivatives Claims) [**ECF No. 40144**]

2. In accordance with the Second Amended Case Management Order, the Debtors, or the Plan Administrator, as applicable, established deadlines (the “Response Deadline”) for each Claim Objection for parties to object or file responses. The Response Deadlines have been extended for certain creditors from time to time. The Second Amended Case Management Order provides that pleadings may be granted without a hearing, provided that no objections or other responsive pleadings have been filed on or prior to the relevant response deadline and the attorney for the entity who filed the pleading complies with the relevant procedural and notice requirements.

3. The Response Deadlines have now passed and, to the best of my knowledge, no responsive pleadings to the Claims Objections have been (a) filed with the Court on the docket of the above-referenced cases in accordance with the procedures set forth in the Second Amended Case Management Order, or (b) served on counsel to the Debtors or the Plan Administrator (or such responsive pleadings have been withdrawn) by any of the holders of the claims included on Exhibit 1 to any of the Orders attached hereto, which include only the proofs of claim for which the Claims Objection will be granted. Responses to certain of the Claims

Objections were filed on the docket, or served on the Debtors or the Plan Administrator, by holders of certain proofs of claim included on the Claims Objections. The hearing on the Claims Objections as to any proof of claim for which a response was either filed on the docket or received by the Debtors or the Plan Administrator, and which response has not been resolved, has been adjourned to a future date.

4. Accordingly, the Debtors and the Plan Administrator respectfully request that the proposed orders granting the Claims Objections annexed hereto as Exhibits A through D, which, except for the inclusion of additional language to indicate that such order is supplemental to a previously entered order for a Claim Objection or to reference the inclusion of separate exhibits attached to the proposed orders for proofs of claim for which the Claims Objection is granted, adjourned or withdrawn, are unmodified since the filing of the Claims Objections, be entered in accordance with the procedures described in the Second Amended Case Management Order.

I declare that the foregoing is true and correct.

Dated: October 23, 2013  
New York, New York

/s/ Robert J. Lemons  
Robert J. Lemons

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Attorneys for Lehman Brothers Holdings Inc. and  
Certain of Its Affiliates

**EXHIBIT A**  
**(Proposed Order – ECF No. 39569)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re** : **Chapter 11 Case No.**  
:  
**LEHMAN BROTHERS HOLDINGS INC., et al.** : **08-13555 (JMP)**  
:  
**Debtors.** : **(Jointly Administered)**  
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**SUPPLEMENTAL ORDER GRANTING FOUR HUNDRED THIRTY-FIRST  
OMNIBUS OBJECTION TO CLAIMS (REDUCE AND ALLOW CLAIMS)**

Upon the four hundred thirty-first omnibus objection to claims, dated August 20, 2013 (the “Four Hundred Thirty-First Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc., as Plan Administrator under the *Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors*, pursuant to section 502 of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664], seeking to reduce and allow the Reduce and Allow Claims, as more fully described in the Four Hundred Thirty-First Omnibus Objection to Claims; and due and proper notice of the Four Hundred Thirty-First Omnibus Objection to Claims having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief requested in the Four Hundred Thirty-First Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest, and that the legal and factual bases set forth in the Four Hundred Thirty-First Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

<sup>1</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Four Hundred Thirty-First Omnibus Objection to Claims.

ORDERED that the relief requested in the Four Hundred Thirty-First Omnibus Objection to Claims is granted to the extent provided herein; and it is further ORDERED that each Reduce and Allow Claim listed on Exhibit 1 annexed hereto is reduced and allowed in the modified amount and priority set forth on Exhibit 1, and any asserted amounts in excess of the modified amount are disallowed; and it is further ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, (i) any claim listed on Exhibit A to the Four Hundred Thirty-First Omnibus Objection to Claims that does not appear on Exhibit 1 annexed hereto, and (ii) any claim listed on Exhibit A annexed to the Four Hundred Thirty-First Omnibus Objection to Claims that does not appear on Exhibit 1 annexed to the *Order Granting Four Hundred Thirty-First Omnibus Objection to Claims (Reduce and Allow Claims)* [ECF No. 40254]; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2013  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

**Exhibit 1**

OMNIBUS OBJECTION 431: EXHIBIT 1 - REDUCE & ALLOW

| NAME   | CLAIM<br># | ASSERTED<br>DEBTOR                | MODIFIED<br>DEBTOR               | AMOUNTS                        |                       |          |                            |                              |
|--|------------|-----------------------------------|----------------------------------|--------------------------------|-----------------------|----------|----------------------------|------------------------------|
|  |            |                                   |                                  | ADMINIS-<br>TRATIVE            | SECURED               | PRIORITY | UNSECURED                  | TOTAL                        |
| 1 BLOOMBERG L. &<br>BLOOMBERG FINANCE<br>L.P.  | 14322      | Lehman Brothers<br>Holdings Inc.  | Lehman Brothers<br>Holdings Inc. | ASSERTED AMT.<br>MODIFIED AMT. | \$31,279.08<br>\$0.00 |          | \$57,262.23<br>\$57,262.23 | \$88,541.31 *<br>\$57,262.23 |
| Reason for Reduction: No liability for administrative expense claim because LBHI rejected the contract as of the effective date of LBHI's chapter 11 plan, and the claimant has not provided a sufficient basis to allow the administrative expense claim as actual, necessary costs and expenses of preserving LBHI's estate. |            |                                   |                                  |                                |                       |          |                            |                              |
|  |            | TOTAL AMOUNT SUBJECT TO OBJECTION |                                  | \$31,279.08                    |                       |          | \$57,262.23                | \$88,541.31                  |
|  |            | TOTAL CLAIMS AS MODIFIED          |                                  | \$0.00                         |                       |          | \$57,262.23                | \$57,262.23                  |

**EXHIBIT B**  
**(Proposed Order – ECF No. 40139)**

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re : Chapter 11 Case No.  
: :  
LEHMAN BROTHERS HOLDINGS INC., *et al.*, : 08-13555 (JMP)  
: :  
Debtors. : (Jointly Administered)  
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**ORDER GRANTING OBJECTION TO CLAIMS OF BANK OF NEW YORK MELLON  
TRUST CO., NA, AS TRUSTEE FOR THE MICHIGAN TOBACCO SETTLEMENT  
ASSET-BACKED BONDS SERIES 2007 (CLAIM NOS. 29721 AND 29748)**

Upon the objection, dated September 17, 2013 (the “Objection”),<sup>1</sup> of Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors (the “Plan”) for the entities in the above-referenced chapter 11 cases (together, the “Chapter 11 Estates”), pursuant to section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), and Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, seeking to reduce and allow the claims filed by Bank of New York Mellon Trust Co., NA, as Trustee for the Michigan Tobacco Settlement Asset-Backed Bonds Series 2007, Claim Nos. 29721 and 29748 (the “Claims”) on the grounds that the Chapter 11 Estates and claimants have agreed upon a claim amount that is not currently reflected on claimants’ proofs of claims, all as more fully described in the Objection; and due and proper notice of the Objection having been provided to (i) the United States Trustee for Region 2; (ii) the Securities and Exchange Commission; (iii) the Internal Revenue Service; (iv) the United States Attorney for the Southern District of New York; (v) the Authority; (vi) the Bank of New York Mellon Trust Co., NA, as Trustee for the

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<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Objection.

Authority; and (vii) all other parties entitled to notice in accordance with the procedures set forth in the second amended order entered on June 17, 2010 governing case management and administrative procedures for these cases [ECF No. 9635]; and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Objection is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest and that the legal and factual bases set forth in the Objection establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Objection is granted to the extent provided herein; and it is further

ORDERED that the Claims are hereby modified and allowed in the amount that is set forth on Exhibit 1 under the column heading “*Modified Amount*”; *provided that*, the Authority and its bondholders, as holders of the Claims against both (i) a Chapter 11 Estate, Lehman Brothers Special Financing Inc., based on a derivatives contract and (ii) LBHI based on its guarantee relating to that derivatives contract, may not receive an aggregate recovery in respect of the Claims that is greater than the applicable “*Modified Amount*”; and it is further

ORDERED that (i) the “*Modified Amount*” sets forth the total amount due to the Authority and its bondholders under, in respect of, or related to the applicable derivatives contract and (ii) the Claims shall represent the sole right of the Authority and its bondholders to any distributions from the applicable Chapter 11 Estate under, in respect of, or related to the applicable derivatives contract; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are

expressly reserved with respect to, any claim listed on Exhibit A to the Objection that does not appear on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2013  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

**Exhibit 1**

## OBJECTION TO CLAIMS 29721 AND 29748: EXHIBIT 1

| NAME   | CLAIM # | FILED DATE | DEBTOR NAME                            | AMOUNTS                        |         |          |                |                |
|--|---------|------------|--|--------------------------------|---------|----------|----------------|----------------|
|  |         |            |  | ADMINIS-<br>TRATIVE            | SECURED | PRIORITY | UNSECURED      | EQUITY         |
| 1 BANK OF NEW YORK MELLON TRUST COMPANY, NA, THE | 29721   | 9/22/09    | Lehman Brothers Holdings Inc.          |                                |         |          |                |                |
|  |         |            |  | TOTAL ASSERTED AMOUNT          |         |          | \$4,772,320.00 | \$4,772,320.00 |
|  |         |            |  | CLAIM AS MODIFIED              |         |          | \$2,675,000.00 | \$2,675,000.00 |
| 2 BANK OF NEW YORK MELLON TRUST COMPANY, NA, THE | 29748   | 9/22/09    | Lehman Brothers Special Financing Inc. |                                |         |          |                |                |
|  |         |            |  | TOTAL ASSERTED AMOUNT          |         |          | \$4,772,320.00 | \$4,772,320.00 |
|  |         |            |  | CLAIM AS MODIFIED              |         |          | \$2,675,000.00 | \$2,675,000.00 |
|  |         |            |  | TOTAL ASSERTED                 | \$0.00  | \$0.00   | \$0.00         | \$0.00         |
|  |         |            |  | TOTAL NOT SUBJECT TO OBJECTION | 0.00    | 0.00     | 0.00           | 0.00           |
|  |         |            |  | TOTAL SUBJECT TO OBJECTION     | 0.00    | 0.00     | 0.00           | 0.00           |
|  |         |            |  | TOTAL CLAIM AS MODIFIED        | \$0.00  | \$0.00   | \$0.00         | \$0.00         |
|  |         |            |  |                                |         |          | \$5,350,000.00 | \$5,350,000.00 |

**EXHIBIT C**  
**(Proposed Order – ECF No. 40140)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**  
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**ORDER GRANTING FOUR  
HUNDRED THIRTY-SIXTH OMNIBUS OBJECTION  
TO CLAIMS (AMENDED AND SUPERSEDED AND DUPLICATE CLAIMS)**

Upon the four hundred thirty-sixth omnibus objection to claims, dated September 17, 2013 (the “Four Hundred Thirty-Sixth Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors (the “Plan”), in accordance with section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [Docket No. 6664], seeking disallowance and expungement of the Amended and Superseded and Duplicate Claims on the basis that such claims have been amended and superseded by or are duplicates of the corresponding Surviving Claims, all as more fully described in the Four Hundred Thirty-Sixth Omnibus Objection to Claims; and due and proper notice of the Four Hundred Thirty-Sixth Omnibus Objection to Claims having been provided to (i) the United States Trustee for Region 2; (ii) the Securities and Exchange Commission; (iii) the Internal Revenue Service; (iv) the United States Attorney for the Southern District of New York; (v) the claimants listed on Exhibit A attached to the Four Hundred Thirty-Sixth Omnibus Objection to

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<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Four Hundred Thirty-Sixth Omnibus Objection to Claims.

Claims; and (vi) all other parties entitled to notice in accordance with the procedures set forth in the second amended order entered on June 17, 2010, governing case management and administrative procedures for these cases [Docket No. 9635]; and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Four Hundred Thirty-Sixth Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest and that the legal and factual bases set forth in the Four Hundred Thirty-Sixth Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Four Hundred Thirty-Sixth Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the claims listed on Exhibit 1 annexed hereto under the heading “*Claims to be Disallowed*” (collectively, the “Amended and Superseded and Duplicate Claims”) are disallowed and expunged in their entirety with prejudice; and it is further

ORDERED that the claims listed on Exhibit 1 annexed hereto under the heading “*Surviving Claims*” (collectively, the “Surviving Claims”) will remain on the claims register subject to the Plan Administrator’s right to further object as set forth herein; and it is further

ORDERED that all information included on and all documentation filed in support of any Amended and Superseded and Duplicate Claim, including, but not limited to, derivative and guarantee questionnaires and supporting documentation, shall be treated as having been filed in support of and included in the corresponding Surviving Claim; and it is further

ORDERED that nothing in this Order or the disallowance and expungement of the Amended and Superseded and Duplicate Claims constitutes any admission or finding with respect to any of the Surviving Claims, and the Plan Administrator's rights to object to the Surviving Claims on any basis are preserved; *provided, however,* that notwithstanding anything herein to the contrary, the Plan Administrator may not object to a Surviving Claim that is listed on Exhibit 1 annexed hereto to the extent that it has been allowed by order of the Court or allowed pursuant to a signed settlement or termination agreement authorized by the Court; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, (i) any claim listed on Exhibit A annexed to the Four Hundred Thirty-Sixth Omnibus Objection to Claims under the heading "*Claims to be Disallowed*" that is not listed on Exhibit 1 annexed hereto and (ii) any Surviving Claim; *provided, however,* that if the Court subsequently orders that a Surviving Claim did not appropriately amend and supersede the corresponding Amended and Superseded and Duplicate Claim, then the claims agent shall be authorized and directed to immediately reinstate such Amended and Superseded and Duplicate Claim (the "Reinstated Claim") and the rights of all interested parties with respect to the Reinstated Claim shall be expressly reserved; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2013  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

**Exhibit 1**

**IN RE LEHMAN BROTHERS HOLDINGS INC., ET AL., CASE NO: 08-13555 (JMP)**

**OMNIBUS OBJECTION 436: EXHIBIT 1 – AMENDED & DUPLICATE CLAIMS**

|       | CLAIMS TO BE DISALLOWED  |            |                |         |                     | SURVIVING CLAIMS  |            |                |         |                     |
|-------|--|------------|----------------|---------|---------------------|---|------------|----------------|---------|---------------------|
|       | NAME   | DATE FILED | CASE NUMBER    | CLAIM # | TOTAL CLAIM DOLLARS | NAME  | DATE FILED | CASE NUMBER    | CLAIM # | TOTAL CLAIM DOLLARS |
| 1     | COMMERZBANK AG - GROUP INTENSIVE CARE INTENSIVE CARE CORPORATES INTERNATIONAL ATTN: JOACHIM BALLERSTAEDT KAISERSTRASSE 16 FRANKFURT AM MAIN, 60261 GERMANY | 09/16/2011 | 08-13555 (JMP) | 67664   | \$1,250,428,862.00  | COMMERZBANK AG - GROUP INTENSIVE CARE INTENSIVE CARE CORPORATES INTERNATIONAL ATTN: JOACHIM BALLERSTAEDT KAISERSTRASSE 16 FRANKFURT AM MAIN, '60261 GERMANY | 09/10/2013 | 08-13555 (JMP) | 68155   | \$277,074,139.77    |
| 2     | RAM, JACOB 4 MANGER STREET HERZELIYA, 46681 ISRAEL   | 09/21/2009 | 08-13555 (JMP) | 25516   | \$65,232.00         | RAM, JACOB 4 ITZHAK MANGER STREET HERZELIYA, 46681 ISRAEL   | 10/20/2009 | 08-13555 (JMP) | 42707   | \$142,430.00        |
| TOTAL |  |            |                |         |                     |   |            |                |         | \$1,250,494,094.00  |

**EXHIBIT D**  
**(Proposed Order – ECF No. 40144)**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re** : **Chapter 11 Case No.**  
**LEHMAN BROTHERS HOLDINGS INC., et al.,** : **08-13555 (JMP)**  
**Debtors.** : **(Jointly Administered)**  
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**ORDER GRANTING FOUR HUNDRED THIRTY-EIGHTH  
OMNIBUS OBJECTION TO CLAIMS (SETTLED DERIVATIVES CLAIMS)**

Upon the four hundred thirty-eighth omnibus objection to claims, dated September 18, 2013 (the “Four Hundred Thirty-Eighth Omnibus Objection to Claims”),<sup>1</sup> of Lehman Brothers Holdings Inc. (“LBHI” and the “Plan Administrator”), as Plan Administrator under the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and Its Affiliated Debtors (the “Plan”), in accordance with section 502(b) of title 11 of the United States Code (the “Bankruptcy Code”), Rule 3007(d) of the Federal Rules of Bankruptcy Procedure, and this Court’s order approving procedures for the filing of omnibus objections to proofs of claim [ECF No. 6664], seeking disallowance and expungement of the Settled Derivatives Claims on the grounds that the Settled Derivatives Claims are contrary to settlements that the parties have entered into, all as more fully described in the Four Hundred Thirty-Eighth Omnibus Objection to Claims; and due and proper notice of the Four Hundred Thirty-Eighth Omnibus Objection to Claims having been provided to (i) the United States Trustee for Region 2; (ii) the Securities and Exchange Commission; (iii) the Internal Revenue Service; (iv) the United States Attorney for the Southern District of New York; (v) each claimant listed on Exhibit A attached to the Four Hundred Thirty-Eighth Omnibus Objection to Claims; and (vi) all other parties entitled to notice in accordance with the procedures set forth in the second amended

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<sup>1</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Four Hundred Thirty-Eighth Omnibus Objection to Claims.

order entered on June 17, 2010, governing case management and administrative procedures for these cases [ECF No. 9635]; and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Four Hundred Thirty-Eighth Omnibus Objection to Claims is in the best interests of the Chapter 11 Estates, their creditors, and all parties in interest and that the legal and factual bases set forth in the Four Hundred Thirty-Eighth Omnibus Objection to Claims establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the relief requested in the Four Hundred Thirty-Eighth Omnibus Objection to Claims is granted to the extent provided herein; and it is further

ORDERED that, pursuant to section 502(b) of the Bankruptcy Code, the Settled Derivatives Claims listed on Exhibit 1 annexed hereto are disallowed and expunged in their entirety with prejudice; and it is further

ORDERED that this Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of, and all rights to object and defend on any basis are expressly reserved with respect to, any claim listed on Exhibit A annexed to the Four Hundred Thirty-Eighth Omnibus Objection to Claims that does not appear on Exhibit 1 annexed hereto; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

Dated: \_\_\_\_\_, 2013  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE

**Exhibit 1**

## OMNIBUS OBJECTION 438: EXHIBIT 1 - NO LIABILITY CLAIM - DERIVATIVE

| NAME  | CASE NUMBER             | DEBTOR NAME    | FILED DATE                             | CLAIM #    | ASSERTED TOTAL CLAIM DOLLARS | AMOUNTS TO BE DISALLOWED | REASON FOR PROPOSED DISALLOWANCE             |
|-------|-------------------------|----------------|--|------------|------------------------------|--------------------------|--|
| 1     | GRANITE FINANCE LIMITED | 08-13555 (JMP) | Lehman Brothers Holdings Inc.          | 09/22/2009 | 27820                        | Undetermined             | Undetermined No Liability Claim - Derivative |
| 2     | GRANITE FINANCE LIMITED | 08-13888 (JMP) | Lehman Brothers Special Financing Inc. | 09/22/2009 | 27872                        | Undetermined             | Undetermined No Liability Claim - Derivative |
| TOTAL |                         |                |  |            | \$0.00                       | \$0.00                   |  |